App. F. IX-4

Previous References

1931
(Mysore)

File No. 1—31(

Serial Nos. 42, 43
44

Later References

Mys 191-33 1+2

General and Revenue Secretariat.

Serial Nos. 3.

Part B for quire 33

SUBJECT.

Re Appointment of Sanjeevaraya Naidu as Swamiji of the Kolala Mutt near Lalbagh

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From the Mysore Govt
No 23 of 29 Sept 33
Forwards copy of the order in the appeal

81

App. F. G. 9]

GOVT. OF H. H. THE MAHARAJA OF MYSORE.

GEN. & REV. SECRETARIAT.

1253

Mig 1-31-43

OFFICIAL MEMORANDUM.

No. ...

The accompanying Petition Registered No. 966 dated 21/3/32 received at the General and Revenue Secretariat from Messrs. N. Anjaneyappa ... praying that the petition against one Kanthima Chikkadevarappa and praying that the present Mari Santhaveera Maridevaru be ~~confirmed~~ allowed to take and complete the work of Ashtima at Kolala Mutt near Lalbag Bangalore city

is forwarded, together with its enclosures to the ...

for ~~disposal~~ necessary action.

By Order,

Secretary.

BANGALORE,

3/3/1932

[P. T. O.

WD 2048 -GPB—3750—8 8-28

ಅರ್ಜಿದಾರರ.....ತಾಲ್ಲೂಕು

.....ಹೋಬಳಿ

.....ಗ್ರಾಮದಲ್ಲಿರುವ

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ಇಂಡಾರ್ಸ್ಮೆಂಟು.

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ವಿಷಯದಲ್ಲಿ ನೀವು ಗುಜರಾಯಿಸಿಕ್ಕೊಂಡ .....

ಮುಲ್ಕುಮಿನ ಅರ್ಜಿಯನ್ನು.....ಬಗ್ಗೆ

.....

.....ರವರ ಬಳಿಗೆ ಕಳುಹಿಸಿದೆ

ಬೆಂಗಳೂರು.

By Order,

Secretary.

ieral and Revenue Secretariat

File No. of 193

[App: F. III—2

Serial No.

The Asst Comm's No 1253 was forwarded for report to D.C. vide issue No. 1290/Rev of 2-5-33

Letter No Appl 23/32-33 of 29/5/33 from the Collector Commissioner submitting a copy of the decision given by him in Appl. No 23 of 32-33 on the file of this Court in regard to succession of Sri Kerala Mill Bangalore city

Further report & connected M.C. if appeal will be awaited

Forwarded

Cf 31/5

1/6

Since the M.C. has decided the appeal preferred to him on 26.5.33 and issued orders to D.C. to take further action in accordance with his decision his further action is unnecessary.

1/6/33

6-6-33.

5/6

Note—Contn. Sheet.

WD 70—GBPM—60,000—13-8-31.

File No.	of 193	General and Secretar

23 Encl
32-33

OFFICE OF THE MUZRAI COMMISSIONER IN MYSORE,

Bangalore 26th May *193 3*

GENL. & REV. SECRETARIAT 1337 30 MAY 1933 MUZRAI.

FINANCIAL SECRETARY 29 MAY 1933 No. . . .

FROM

S. HIRIANNAIYA, ESQ., M.A., B.
Muzrai Commissioner in Mysore,
Bangalore.

To

Shamanna, Esq., B.A.,

Secretary to the Government of His Highness
the Maharaja of Mysore,

F.i.n.a.n.c.i.a.l...*Department.*

F/3015

SIR,

With reference to your Official Memorandum No.1429/Muz. dated 9th April '32 and in continuation of this office letter No.1258/31-32 dated 28th February '33 calling for a report on the petition of Messrs. Nanjundappa and others re: the appointment of Santhaveera Mari Devaru as Swami of the Kolal Mutt near Lalbagh, Bangalore City, I have the honor to submit herewith a copy of the order passed by me in Muzrai Appeal No.23 of 32-33 which explains the facts of the case in sufficient detail. The connected records have been sent back to the Deputy Commissioner for taking further action in accordance with the a p p e a l

order.

I have the honor to be

Sir,

Your most obedient servant,

Muzrai Commissioner.

File No.

IN THE COURT OF THE MUZRAI COMMISSIONER IN MYSORE BANGALORE.

Muzrai Appeal No.23 of 1936.

Re: the appointment of a successor to the Kolal Matha, Bangalore City.

Appellants:-

1. Yajaman Chikka Veerappa (since deceased) by son Guruvasappa.
2. Sangama Swami

Respondents:-

1. Santaveera Mari Devaru
2. Yajaman Nanjundapp and others. -a

Facts of the Case.

The Kolal Mutt near Lalbagh, Bangalore City is a muzrai institution having been endowed with wet, garden and dry lands measuring a.-g. 12-30 and assessed at R. 25/- for its support in Annipura village. The Mutt was presided over by the Veerabhadraswami who on 10th March 1924 executed a will on account of paralytic attack according to which Yajaman Chikka Veerappa was appointed Dharmakarta and Manager of the Mutt and Santa Mari Devaru as successor Swami. On the death of Veerabhadraswami in the year 1927 Yajaman Chikka Veerappa acted as Manager of the Mutt but apparently on account of disagreement between the first respondent and himself that portion of the will which appointed the former as the Swami of the Mutt was not given effect to. On 20th August 1931 Chikka Veerappa petitioned the Amildar intimating that as no suitable person to succeed the late Swami could be secured he had arranged for worship etc., through one Chennamallaiah and had appointed the second appellant as Swami tentatively. On reports submitted by the Amildar, the Sub Division Officer reported to the Deputy Commissioner on 20th November 1931 that the candidate selected by Chikka Veerappa was a qualified and fit person to fill up the vacant place and recommended that he may be appointed as Swami ~~tentatively~~ tentatively, the consent of the disciples being sought while appointing a Swami permanently. About the same time, the Sub Division Officer (Mr. Abdul Hukh) also ordered that as no Swami had yet been appointed, the lands may be attached and that the Mutt's share of the produce collected and arrangements made for the conduct of the affairs of the Mutt and leasing out the lands afresh.

2. Against this order of the Sub Division Officer Santaveera Mari Devaru appealed to the Deputy Commissioner and the latter officer passed orders dis-

directing that the interference of the Sub Division Officer in the Mutt affairs was unjustifiable and ultra vires, that the institution in question being a Virakta Mutt succession was generally determined by the Swamis themselves and it was not usual to obtain previous sanction of Government in the management of the Mutt affairs had not been satisfied and that as that the circumstances enumerated in the Mysore Religious and Charitable Institutions for Q G Santaveera Hari Devaru was nominated by the late Swami, the opponent should seek his remedy in a Civil Court.

3. Against this order both Chikka Veerappa (since deceased) and Sangama Swami have appealed, the former praying that the order may be set aside to and the latter praying to be recognized as Swami, the first respondent being restrained from entering upon the properties of the Mutt.

ORDER. Bangalore dated 26-5-33

As far as I could make out the Deputy Commissioner seems to be right in setting aside the order of the Sub Division Officer interfering with the affairs of the Mutt as the institution has not come in any way under the management of Government. The Deputy Commissioner is however wrong in holding that Government approval is not required to the succession to the Mutt. The Mutt is in the enjoyment of Inam lands and the succession thereto therefore requires the approval of Government.— Vide Rules issued under the authority of G.O. No.33342/ Suz.102-92 dated 14th December 1892. The Deputy Commissioner is therefore requested to report whether approval of Government may be accorded to the petitioner Swami now in possession after making such enquiries as may be found necessary about the character and fitness of the candidate.

Sd/- S. HIRIANNAIYA,
Inspl Commissioner.

"COPY"

For Muzrai Commissioner.